

REQUIRES MONITORING OR  
STAFF ACTION \_\_\_\_\_**COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTERS	<input type="checkbox"/>	DATE	<u>March 7, 2006</u>
MOTOR CARRIER MATTERS	<input type="checkbox"/>	DOCKET NO.	<u>2005-354-A</u>
UTILITIES MATTERS	<input checked="" type="checkbox"/>		_____

**SUBJECT:**

DOCKET NO. 2005-354-A - Revisions to Article 8 of the Commission's Regulations – Discuss this matter with the Commission.

**COMMISSION ACTION:**

Mr. Chairman, I move that the written report that is required under Section 1-23-111 of the South Carolina Code be issued with regard to the proposed changes to the Article 8 regulations. I further move that the report find that there is a need for the changes as proposed at the February 2, 2006 hearing by the Commission Staff, that the changes are reasonable, and that, with very few exceptions, to be stated herein, the changes are dictated by Act 175.

I move that the modifications to the regulations proposed by BellSouth in its letter of January 31, 2006 be made, since they are more reasonable modifications than those originally proposed, with the exception of the proposed change to current regulation 103-840 dealing with motions. This proposed modification concerning a response time to motions should be rejected, since 20 days is generally too long to take to respond to a motion. I would note that the proposed 10 day response period can be modified upon motion to the Commission. Further, while I understand what the various presenters are saying about the difficulties of the Commission hearing from public witnesses, I believe that solutions to this problem are better found outside of the regulations on practice and procedure before the Commission. Accordingly, I do not believe any modifications in the regulations to address this problem should be made at this time.

Mr. Chairman, I do think that everyone who contributed to the discussion on these regulations should be complimented for their spirit of cooperation. In any event, I move that the report be issued and the regulations as modified above be declared promulgated by this Commission and then submitted to the General Assembly for approval. Mr. Chairman, I so move.

PRESIDING	<u>Mitchell</u>				Session:	Regular
	MOTION	YES	NO	OTHER	Time of Session	<u>2:30 PM</u>
CLYBURN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		APPROVED	_____
FLEMING	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		APPROVED STC 30 DAYS	_____
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		ACCEPTED FOR FILING	_____
HOWARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		DENIED	_____
MITCHELL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		AMENDED	_____
MOSELEY	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		TRANSFERRED	_____
WRIGHT	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Absent	SUSPENDED	_____
					CANCELED	_____
					SET FOR HEARING	_____
					ADVISED	_____
					CARRIED OVER	_____
					RECORDED BY	<u>SCHMIEDING</u>

Commissioner Wright was on Annual Leave